

The City Council of the City of Mattoon held a regular meeting in the Council Chambers at City Hall on September 21, 2004 at 7:07 p.m. after a 6:30 p.m. caucus session.

Mayor Carter presiding.

Mayor Carter led the Pledge of Allegiance to the United States of America.

The following members of the Council answered roll call: YEA Commissioner Mark Donnell, YEA Commissioner Harold Gambill, YEA Commissioner Jerrold Hesse, YEA Commissioner David Schilling, YEA Mayor David E. Carter.

Mayor Carter seconded by Commissioner Schilling moved to approve the minutes of the regular meeting held on September 7, 2004.

Mayor Carter opened the floor for discussion. No discussion.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Schilling seconded by Commissioner Gambill moved to approve the report of the Library Department for the month of September.

Mayor Carter opened the floor for discussion. No discussion.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Schilling seconded by Commissioner Gambill moved to approve bills and payroll for the first half of September.

Bills & Payroll for the first half of September

General Fund

| | | |
|---------|-------|---------------------|
| Payroll | | \$ 221,837.58 |
| Bills | | <u>\$ 58,800.11</u> |
| | Total | \$ 280,637.69 |

Hotel Tax Fund

| | | |
|---------|-------|--------------------|
| Payroll | | \$ 1,531.23 |
| Bills | | <u>\$ 3,835.06</u> |
| | Total | \$ 5,366.29 |

Festival Management

| | | |
|-------|-------|---------------------|
| Bills | | <u>\$ 18,401.64</u> |
| | Total | \$ 18,401.64 |

Insurance & Tort Judgment

| | | |
|-------|-------|-----------------|
| Bills | | <u>\$ 14.84</u> |
| | Total | \$ 14.84 |

Capital Project

| | | |
|---------|-------------------------------------|----------------------|
| Bills | | \$ 20,868.97 |
| | | <u>\$ 20,868.97</u> |
| | <u>Water Fund</u> | |
| Payroll | | \$ 31,167.75 |
| Bills | | <u>\$ 139,738.48</u> |
| | Total | \$ 170,906.23 |
| | <u>Sewer Fund</u> | |
| Payroll | | \$ 30,996.14 |
| Bills | | <u>\$ 34,874.19</u> |
| | Total | \$ 65,870.33 |
| | <u>Cemetery Fund</u> | |
| Payroll | | \$ 2,089.58 |
| Bills | | <u>\$ 5,755.03</u> |
| | Total | \$ 7,844.61 |
| | <u>Health Insurance Fund</u> | |
| Bills | | <u>\$ 57,506.31</u> |
| | Total | \$ 57,506.31 |
| | <u>Motor Fund Tax Fund</u> | |
| Bills | | <u>\$ 13,815.84</u> |
| | Total | \$ 13,815.84 |

Mayor Carter opened the floor for discussion. No discussion.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Mayor Carter seconded by Commissioner Donnell moved to call for a consent agenda with Ordinance 2004-5191, updating Building, Fire Prevention, Mechanical, and Property Maintenance Codes of the City with codes published by the International Code Council, successor to the BOCA Model Code Organization; Resolution 2004-2560, approving schedules of permit fees; Resolution 2004-2561, approving a resolution of authorization and support for a single family owner occupied rehabilitation grant application; Council Decision Request 2004-362, authorizing a \$5,531 budget revision in the Capital Improvement Fund to enable procurements for an HVAC system and renovations in the Fire Chief’s office; Council Decision Request 2004-363, authorizing a \$1,895 budget revision in the Capital Improvement Fund and procurement for replacement windows on the west side of the City Hall Building from Taylorville Glass Cutters, Inc.; Council Decision Request 2004-364, authorizing a \$39,779 budget revision in the General Fund, approving a job description, and authorizing a recruitment to hire an entry level Administrative Assistant in the Police Department; Council Decision Request 2004-365, appointing Captain David L. Griffith to the position of Deputy Police Chief of the Mattoon Police Department, effective October 2, 2004; and Council Decision Request 2004-366, promoting Lt. Jeffrey M. Branson to the rank of Captain in the Mattoon Police Department effective October 2, 2004.

CITY OF MATTOON, ILLINOIS
ORDINANCE NO. 2004- 5191

AN ORDINANCE UPDATING BUILDING, FIRE PREVENTION, MECHANICAL AND PROPERTY MAINTENANCE CODES OF THE CITY WITH CODES PUBLISHED BY THE INTERNATIONAL CODE COUNCIL, SUCCESSOR TO THE BOCA MODEL CODE ORGANIZATION

WHEREAS, by adopting and enforcing model codes published by Building Officials and Code Administrators International, (BOCA) the City of Mattoon has previously acknowledged the need for regulating and governing the conditions and maintenance of property, buildings and structures; and

WHEREAS, the International Code Council has succeeded BOCA and two other organizations that published national model local government codes regulating the conditions and maintenance of property, buildings and structures; and

WHEREAS, the time is now appropriate to replace the City's vintage BOCA codes with the family of *International Codes* for commercial and residential buildings and structures, fire prevention, mechanical systems and property maintenance.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MATTOON, COLES COUNTY, ILLINOIS DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Section §150.01 and §150.02 of Chapter 150 of the Code of Ordinances of the City of Mattoon is hereby repealed and reenacted as follows:

§150.01 ADOPTION OF INTERNATIONAL BUILDING CODE

The International Building Code, 2003 edition, and all supplements thereto and hereafter, as published by the International Code Council, be and is hereby adopted as the Building Code of the city for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such structures as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Building Code on file in the office of the City Clerk are hereby referred to, adopted, and made a part hereof, as if fully set out in this chapter, with the additions, insertions, deletions and changes, if any, prescribed in §150.02 of this chapter.

§150.02 REVISIONS TO THE INTERNATIONAL BUILDING CODE

The following sections of the International Building Code are hereby revised:

(A) Section 101.1. Title.

Insert Name of Jurisdiction: *City of Mattoon, Coles County, State of Illinois.*

(B) Section 105.2. Work exempt from permit.

Delete: *Fences not over 6 feet (1829 mm) high.*

Insert: *Siding and replacement windows with no structural changes.*

(C) Section 108.2. Schedule of Permit Fees.

Change: *On buildings, structures, electrical, gas, mechanical and plumbing systems or alterations requiring a permit, a fee for each permit shall be paid as required in accordance with a schedule as approved by a resolution of the City Council.*

(D) **Delete** Section 112. Board of Appeals

(E) Section 1612.3. Establishment of Flood Hazard Areas.

Insert Name of Jurisdiction: *City of Mattoon, Coles County, Illinois.*

Insert Date of Issuance of Flood Insurance Study: *December 18, 1985.*

(F) Section 3410.2. Applicability of Compliance Alternatives.

Insert: Structures existing prior to *January 1, 2005* in which there is work involving additions, alterations or changes of occupancy shall be made to conform to the requirements of this section or the provisions of Sections 3403 through 3407. The provisions in Sections 3410.2.1 through 3410.2.5 shall apply to existing occupancies that will continue to be, or are proposed to be, in Groups A, B, E, F, M, R, S and U. These provisions shall not apply to buildings with occupancies in Group H or I.

Section 2. Section §150.10 and §150.11 of Chapter 150 of the Code of Ordinances of the City of Mattoon is hereby repealed and reenacted as follows:

150.10 ADOPTION OF INTERNATIONAL RESIDENTIAL CODE FOR ONE AND TWO-FAMILY DWELLINGS

The International Residential Code, 2003 edition, and all supplements thereto and hereafter, as published by the International Code Council, including all of the Appendix Chapters except Appendix I (Private Sewage Disposal) and Appendix L (Electrical Code Provisions) be and is hereby adopted as the Residential Code of the City for regulating and governing the construction, alteration, movement, enlargement, replacement, repair, equipment, location, removal and demolition of detached one and two family dwellings and multiple single family dwellings (townhouses) not more than three stories in height with separate means of egress as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Residential Code on file in the office of the City Clerk are hereby referred to, adopted, and made a part hereof, as if fully set out in this chapter, with the additions, insertions, deletions and changes, if any, prescribed in Section §150.11 of this chapter.

150.11 REVISIONS TO THE INTERNATIONAL RESIDENTIAL CODE FOR ONE AND TWO-FAMILY DWELLINGS

The following sections of the International Residential Code for One and Two-Family Dwellings are hereby revised:

(A) Section R101.1. Title.

Insert Name of Jurisdiction: *City of Mattoon, Coles County, State of Illinois.*

(B) Section R105.2. Work Exempt from Permit.

Change: *One-story detached accessory structures used as tool and storage sheds, playhouses and similar uses, provided the floor area does not exceed 120 square feet (11.5 m²)*

Delete: *Fences not over 6 feet (1829 mm) high.*

Insert: *Siding and replacement windows with no structural changes.*

(C) Section R108.2. Schedule of Permit Fees.

Change: *On buildings, structures, electrical, gas, mechanical and plumbing systems or alterations requiring a permit, a fee for each permit shall be paid as required in accordance with a schedule as approved by a resolution of the City Council.*

(D) **Delete** Section R112. Board of Appeals

(E) **Insert: Table R301.2 (1)**

TABLE R301.2 (1)

CLIMATIC AND GEOGRAPHIC DESIGN CRITERIA

| GROUND SNOW LOAD | WIND SPEED (Mph) | SEISMIC DESIGN CATEGORY | SUBJECT TO DAMAGE FROM WEATHERING | SUBJECT TO DAMAGE FROM FROST LINE DEPTH | SUBJECT TO DAMAGE FROM TERMITE | SUBJECT TO DAMAGE FROM DECAY |
|------------------------|------------------------|-------------------------------|---|---|--|--|
| 20 lb/ft ² | 90 Mph | C | Severe | 3 Feet | Moderate to Heavy | Slight to Moderate |

| WINTER DESIGN TEMP | ICE SHIELD UNDER- LAMENT REQUIRED | FLOOD HAZARDS | AIR FREEZING INDEX | MEAN ANNUAL TEMP |
|-----------------------|---|------------------|-----------------------|---------------------|
| 0°F | Yes | 12/18/85 | 1,500 | 50°F |

(F) **Delete:** *Chapters 25 through 32. The Illinois Plumbing License Law (225 ILCS 320) promulgates the minimum plumbing code of standards applicable throughout the state of Illinois.*

(G) **Delete:** *Chapters 33 through 42. The National Electric Code adopted at Chapter 151 of the Mattoon Code of Ordinances establishes requirements applicable to electrical systems within the city.*

Section 3. Section §150.20 and §150.21 of Chapter 150 of the Code of Ordinances of the City of Mattoon is hereby repealed and reenacted as follows:

§150.20 ADOPTION OF INTERNATIONAL FIRE CODE

The International Fire Code, 2003 edition, and all supplements thereto and hereafter, as published by the International Code Council, including all of the Appendix Chapters except Appendix A (Board of Appeals), Appendix B (Fire Flow Requirements for Buildings), Appendix C (Fire Hydrant Locations and Distribution), be and is hereby adopted as the Fire Code of the city regulating and governing the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Fire Code on file in the office of the City Clerk are hereby referred to,

adopted and made a part hereof, as if fully set out in this chapter, with the additions, insertions, deletions and changes, if any, prescribed in Section §150.21 of this chapter.

§150.21 REVISIONS TO THE INTERNATIONAL FIRE CODE

The following sections of the International Fire Code are hereby revised

(A) Section 101.1. Title.

Insert Name of Jurisdiction: *City of Mattoon, Coles County, State of Illinois.*

(B) Section 109.3. Violation Penalties.

Change: **Persons who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or shall erect, install alter, repair or do work in violation of the approved construction documents or directive of the *Fire Chief*, or of a permit or certificate used under the provisions of this code, shall be subject to penalties established at Section §10.99 of the Mattoon Code of Ordinances**

(C) Section 111.4. Failure to Comply.

Change: **Any person who shall continue any work after having been served with a stop work order, except that work as that person is directed to perform to remove a violation or unsafe condition, shall be subject to penalties established at Section §10.99 of the Mattoon Code of Ordinances**

Section 4. Sections §150.30 and §150.31 of Chapter 150 of the Code of Ordinances of the City of Mattoon is hereby repealed and reenacted as follows:

§150.30 ADOPTION OF INTERNATIONAL MECHANICAL CODE

The International Mechanical Code, 2003 edition, and all supplements thereto and hereafter, as published by the International Code Council, be and is hereby adopted as the Mechanical Code of the city regulating and governing the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of mechanical systems as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Mechanical Code on file in the office of the City Clerk are hereby referred to, adopted and made a part hereof, as if fully set out in this chapter, with the additions, insertions, deletions and changes, if any, prescribed in section §150.31 of this chapter.

§150.31 REVISIONS TO THE INTERNATIONAL MECHANICAL CODE

The following sections of the International Mechanical Code are hereby revised

(A) Section 101.1. Title.

Insert Name of Jurisdiction: *City of Mattoon, Coles County, State of Illinois.*

(B) Section 106.5.2. Fee Schedule.

Change: *On buildings, structures, electrical, gas, mechanical and plumbing systems or alterations requiring a permit, a fee for each permit shall be paid as required in accordance with a schedule as approved by a resolution of the City Council.*

(C) Section 106.5.3. Fee Refunds.

Insert: The code official shall authorize the refunding of fees as follows:

1. The full amount of any fee paid hereunder which was erroneously paid or collected.
2. Not more than 100% of the permit fee paid when no work has been done under a permit issued in accordance with this code.
3. Not more than 100% of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or canceled before any plan review effort has been expended.
4. The code official shall not authorize the refunding of any fee paid, except on written application filed by the original permittee not later than 180 days after the date of the fee payment.

(D) Section 108.4. Violation Penalties

Change: Persons who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter or repair mechanical work in violation of the approved construction documents or directive of the code official, or of a permit of certificate issued under the provisions of this code, shall be *subject to penalties established at Section §10.99 of the Mattoon Code of Ordinances*

(E) **Delete** Section 109.2. Board of Appeals

Section 5. Section §150.45 of Chapter 150 of the Code of Ordinances of the City of Mattoon is hereby repealed and reenacted as Sections §150.40 and §150.41 as follows:

§150.40 ADOPTION OF INTERNATIONAL PROPERTY MAINTENANCE CODE

The International Property Maintenance Code, 2003 edition, and all supplements thereto and hereafter, as published by the International Code Council, be and is hereby adopted as the Property Maintenance Code of the city for the regulating and governing the conditions and maintenance of all property, buildings and structures; by providing for the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Property Maintenance Code on file in the office of the City Clerk are hereby referred to, adopted and made a part hereof, as if fully set out in this chapter, with the additions, insertions, deletions and changes, if any, prescribed in section §150.41 of this chapter.

§150.41 REVISIONS TO THE INTERNATIONAL PROPERTY MAINTENANCE CODE

The following sections of the International Property Maintenance Code are hereby revised

Section 101.1. Title.

Insert Name of Jurisdiction: *City of Mattoon, Coles County, State of Illinois.*

(A) Section 103.5. Fees.

Change: *Costs for activities and services performed by the city in carrying out its responsibilities*

under this code shall be recovered according to procedures provided for abating public nuisance conditions at Chapter 95 of the Mattoon Code of Ordinances.

(B) **Delete** Section 111.2. Board of Appeals

(C) Section 302.4. Weeds.

Change: All premises and exterior property shall be maintained free from weeds or plant growth in excess of *eight (8) inches*. All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens. Upon failure of the owner or agent having charge of a property to cut and destroy weeds after service of a notice violation, they shall be *subject to abatement and prosecution in accordance with procedures provided for abating public nuisance conditions at Chapter 95 of the Mattoon Code of Ordinances.*

(D) Section 304.14. Insect Screens.

Insert: During the period from *April 1st to October 31st*, every door, window and other outside opening required for ventilation of habitable rooms, food preparation areas, food service areas or any areas where products to be included or utilized in food for human consumption are processed, manufactured, packaged or stored, shall be supplied with approved tightly fitting screens of not less than 16 mesh per inch and every swinging door shall have a self-closing device in good working condition.

(E) Section 602.3. Heat Supply.

Insert: Every owner and operator of any building who rents, leases or lets one or more dwelling unit, rooming unit, dormitory, or guestroom on terms, either expressed or implied, to furnish heat to the occupants thereof shall supply heat during the period from *October 15th to April 15th* to maintain a temperature of not less than 68°F in all habitable rooms, bathrooms and toilet rooms.

(F) Section 602.4. Occupiable Work Spaces.

Insert: Indoor Occupiable work spaces shall be supplied with heat during the period from *October 15th to April 15th* to maintain a temperature of not less than 65°F during the period the spaces are occupied.

Section 6. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clause and phrases may be declared unconstitutional.

Section 7. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 8. This ordinance shall be effective January 1, 2005 upon its approval as provided by law.

Upon motion by Mayor Carter , seconded by Commissioner Donnell , adopted this 21st day of September, 2004, by a roll call vote, as follows by a consent agenda:

AYES (Names): Commissioner Donnell, Commissioner Gambill

Commissioner Hesse, Commissioner Schilling

Mayor Carter

NAYS (Names): None

ABSENT (Names): None

Approved this 21st day of September, 2004.

/s/ David E. Carter

David E. Carter, Mayor

City of Mattoon, Coles County, Illinois

ATTEST: **APPROVED AS TO FORM**

/s/ Susan J. O'Brien

/s/ J. Preston Owen

Susan O'Brien, City Clerk

J. Preston Owen, City Attorney

Recorded in the Municipality's Records on September 22, 2004

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2004-2560

A RESOLUTION APPROVING SCHEDULES OF PERMIT FEES

WHEREAS, the City Council adopted Ordinance 2004-5191 on September 21, 2004 updating Building, Fire Prevention, Mechanical and Property Maintenance Codes of the City with codes published by the International Code Council, successor to the BOCA Model Code Organization; and

WHEREAS, these updates, which are codified at Chapter 150 of the Mattoon Code of Ordinances, provide for a Schedule of Permit Fees to be paid on buildings, structures, electrical, gas, mechanical and plumbing systems as required in accordance with a schedule as approved by a resolution of the City Council; and

WHEREAS, it is now necessary for the Council to adopt a resolution approving schedules of permit fees.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. Schedules of permit fees, attached hereto and incorporated herein by reference at Exhibits A and B, are hereby approved.

Section 2. Fees adopted by this resolution shall go into effect January 1, 2005 and shall remain in effect until changed by a subsequent resolution adopted by the City Council. Fees paid prior to January 1, 2005 pursuant to the former schedules of permit fees shall be exempt from new fees adopted by this resolution.

| | | |
|---|---------------|---------------|
| Demolition Permits | Lump Sum | \$12.00 |
| | | |
| Fence Construction Permits | Lump Sum | \$12.00 |
| | | |
| Boulevard, Curb & Street Cut Permits: | Lump Sum | \$50.00 |
| Additional Fee By Type of Cut | | |
| Curb Cut | Lump Sum | \$50.00 |
| Sidewalk Cut | Lump Sum | \$50.00 |
| Alley Cut | Lump Sum | \$50.00 |
| Street Cut | Lump Sum | \$200.00 |
| Only the \$50.00 minimum fee is assessed when areas cut are restored by the property owner, his or her contractor | | |
| | | |
| Electrical Systems | See Exhibit B | See Exhibit B |

Notes:

1. The International Code Council publishes the Construction Cost Index, which is usually updated every six months. It reflects average square foot construction costs based upon typical construction methods for each occupancy group and type of construction. Whether a specific project is bid at a cost above or below the index value does not affect the permit fee. This establishes a "level playing field" for all potential project bidders.
2. Mattoon has been using a 1997 Construction Cost Index to compute permit fees. Mattoon's Permit Fee Multiplier has been reduced from 0.0065 to 0.0040 to offset higher 2004 Construction Cost Index values and to maintain fees that are relatively equivalent to the schedule of fees in effect prior to January 1, 2005.

EXHIBIT B

SCHEDULE OF ELECTRICAL PERMIT FEES

1. Fees for branch circuits shall not exceed the cost of new service fees for the locations at the rate of \$22.50 per circuit.
2. *For temporary electrical services, \$22.50*
3. *For extending or otherwise altering a circuit, \$10.00*
4. *For hooking up a manufactured home or mobile home, \$22.50*
5. *For work commencing before permit issuance except for emergency situations, \$45.00*
6. *For rated electrical services:*

Service Ampere Rating

Fee

| | |
|----------------------|----------|
| 100 ampere service | \$ 37.50 |
| 200 ampere service | 60.00 |
| 400 ampere service | 144.00 |
| 600 ampere service | 180.00 |
| 800 ampere service | 216.00 |
| 1,000 ampere service | 252.00 |
| 1,200 ampere service | 288.00 |

| | |
|----------------------|----------|
| 1,600 ampere service | 360.00 |
| 2,000 ampere service | 540.00 |
| 2,500 ampere service | 720.00 |
| 3,000 ampere service | 900.00 |
| 4,000 ampere service | 1,080.00 |
| 5,000 ampere service | 1,260.00 |
| 6,000 ampere service | 1,440.00 |

7. For branch service from existing panels:

| | |
|----------------------------|-----------------|
| <i>Less than 60 ampere</i> | <i>\$ 22.50</i> |
| 60 ampere | 22.50 |
| 100 ampere | 30.00 |
| 200 ampere | 60.00 |
| 400 ampere | 60.00 |
| 600 ampere | 75.00 |
| 800 ampere | 90.00 |
| 1,000 ampere | 150.00 |

8. For service ratings other than those appearing above, the fee shall be that of the next largest size. All services larger than 6,000 amps shall be computed at the rate of Seven Dollars and Fifty Cents (\$7.50) per kW.

9. The foregoing fees shall cover all wiring complete with fixtures, devices and all associated equipment installed by the permit holder for the wiring of the building, structure or premises except subsequently stand-by emergency generators, which require a separate permit.

10. For subsequently installed stand-by generators the fee shall be \$50.00. This fee shall cover all wiring and equipment required for the stand-by generator.

11. When additional inspections are necessary, due to inaccurate or incorrect information, failure to make necessary repairs, or faulty installations, a charge of twenty-two dollars and fifty cents (\$22.50) shall be made for each such inspection.

CITY OF MATTOON, ILLINOIS
RESOLUTION NO. 2004-2561

A RESOLUTION OF AUTHORIZATION AND SUPPORT FOR A SINGLE FAMILY
OWNER OCCUPIED REHABILITATION GRANT APPLICATION

WHEREAS, the City of Mattoon, is applying to the State of Illinois for HOME Single Family Owner Occupied Rehabilitation Program funds administered by the Illinois Housing Development Authority (IHDA), and

WHEREAS, it is necessary that an application be authorized for submission by the City Council and that the Mayor be authorized to sign documents as required by the Illinois Housing Development Authority in connection with said HOME funds.

NOW, THEREFORE, BE IT RESOLVED as follows:

- 1) That the City authorizes and supports the submission of an application for HOME Single Family Owner Occupied Rehabilitation Program funds under the terms and conditions of the State of Illinois and shall enter into and agree to the understandings and assurances contained in said application.
- 2) That the Mayor may execute such documents and all other documents necessary for the

carrying out of said application and provide such additional information as may be required to accomplish the obtaining of such grant.

Upon motion by Mayor Carter, seconded by Commissioner Donnell, adopted this 21st day of September, 2004, by a roll call vote, as follows by a consent agenda:

| | |
|----------------|--|
| AYES (Names): | Commissioner Donnell, Commissioner Gambill, Commissioner Hesse, Commissioner Schilling, Mayor Carter |
| NAYS (Names) | None |
| ABSENT (Names) | None |

Approved this 21st day of September, 2004.

/s/ David E. Carter, Mayor
David E. Carter, Mayor
City of Mattoon, Coles County, Illinois

ATTEST

APPROVED AS TO FORM:

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on September 22nd, 2004.

Mayor Carter seconded by Commissioner Donnell moved to approve the following items on the consent agenda: Ordinance 2004-5191, updating Building, Fire Prevention, Mechanical, and Property Maintenance Codes of the City with codes published by the International Code Council, successor to the BOCA Model Code Organization; Resolution 2004-2560, approving schedules of permit fees; Resolution 2004-2561, approving a resolution of authorization and support for a single family owner occupied rehabilitation grant application; Council Decision Request 2004-362, authorizing a \$5,531 budget revision in the Capital Improvement Fund to enable procurements for an HVAC system and renovations in the Fire Chief's office; Council Decision Request 2004-363, authorizing a \$1,895 budget revision in the Capital Improvement Fund and procurement for replacement windows on the west side of the City Hall Building from Taylorville Glass Cutters, Inc.; Council Decision Request 2004-364, authorizing a \$39,779 budget revision in the General Fund, approving a job description, and authorizing a recruitment to hire an entry level Administrative Assistant in the Police Department; council Decision Request 2004-365, appointing Captain David L. Griffith to the position of Deputy Police Chief of the Mattoon Police Department, effective October 2, 2004; and Council Decision Request 2004-366, promoting Lt. Jeffrey M. Branson to the rank of Captain in the Mattoon Police Department effective October 2, 2004.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Mayor Carter opened the floor for public discussion. Mr. Lee Graham questioned the Council with regard to his proposal for a Human Rights Commission and Human Rights Ordinance, why they were eliminated from the agenda, and reiterated the need for the commission. Mayor Carter stated an item for the agenda required either two commissioners or the mayor to be placed on the agenda and other organizations could address the issues without placing additional liabilities on the City. Ruth Lee, a resident of Coles County, spoke on behalf of the need for the Human Rights Commission, due to her involvement with harassment by law enforcement while assisting the Hispanic community, within the County.

Mayor Carter seconded by Commissioner Gambill moved to recess to closed session pursuant to

the Illinois Open Meetings Act for the purpose of considering the employment, performance or dismissal of employees of the municipality(5ILCS 120(2)(c)(1), the purchase of real property for the use of the municipality (5 ILCS 120(2)(5), the setting of a price for sale or lease of property owned by the municipality (5 ILCS 120(2)(6), litigation affecting or on behalf of the City of Mattoon. (5 ILCS 120/2(c)(11), performance appraisal reports for management employees: Tim Daily, Construction Inspector (6/1/04); and Bruce Grafton, Fire Chief (7/28/04) at 7:24 p.m.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Mayor Carter reconvened the regular meeting from closed session at 8:11 p.m.

Mayor Carter seconded by Commissioner Donnell moved to adjourn at 8:12 p.m.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

/s/ Susan J. O'Brien
City Clerk